

TENNESSEE BOARD OF SOCIAL WORKER CERTIFICATION AND LICENSURE

MINUTES

DATE: September 8, 2004

LOCATION: Cumberland Room
1st Floor, Cordell Hull Building
Nashville, TN

BOARD MEMBERS

PRESENT: Vickie Fleming, CMSW, Acting Chair
Susan Vickerstaff, LCSW
Debra Wolkhamer, CMSW
Beverly Esposito, LCSW
Shelia Morris

BOARD MEMBERS

ABSENT: Suzanne Vandiver, LCSW

STAFF PRESENT: Janice Williams, Board Administrator
Richard Russell, OGC Deputy Attorney
Rick Agee, Unit Director
Barbara Maxwell, Administrative Director
Jerry Kosten, Rules Manager

Ms. Fleming, acting chair, called the meeting to order at 9:10 a.m. A sufficient number of members were present to constitute a quorum.

Conflict of Interest Policy

Mr. Russell, OGC Deputy Attorney, stated he is attending the board meeting for Ernie Sykes, advisory attorney, who had a previous commitment. Mr. Russell reviewed the conflict of interest policy with the board members requesting each board member to disclose any conflict of interest they may have prior to contested cases or any other legal proceedings to determine if there is a conflict of interest.

Contested Case Hearing for Sherry L. Paige, CMSW

Administrative Law Judge, James A. Hornsby, presided over the case hearing for Sherry L. Paige, CMSW. Ms. Rainey Irwin, Assistant General Counsel, represented the State.

Ms. Irwin informed Judge Hornsby and the board members that Ms. Paige is not present but Mr. Chuck Green of Alpha Maxx Health, Ms. Paige's former employer, is present to testify.

Ms. Irwin distributed the notice of charges and stated that Ms. Paige is charged with unprofessional and unethical conduct.

Upon review of the evidence presented, Ms. Vickerstaff made a motion, seconded by Ms. Wolkhamer, to accept the findings of fact and find Ms. Paige to be in violation of rule 1365-113, unethical conduct. The motion carried.

Ms. Vickerstaff made a motion, seconded by Ms. Wolkhamer, to suspend Ms. Paige's license for two years, be assessed a \$500 civil penalty, obtain 10 hours of continuing education units regarding ethics, report to the board every six month and be supervised by a LCSW. The motion carried.

Contested Case Hearing for Robert Reddig, LCSW

Administrative Law Judge, James A. Hornsby, presided over the case hearing for Robert Reddig, LCSW. Ms. Rainey Irwin, Assistant General Counsel, represented the State.

Judge Hornsby informed the board members that Mr. Reddig is present and represented by attorney Dan Warlick.

Ms. Irwin distributed the notice of charges and said Mr. Reddig is charged with unprofessional and unethical conduct.

During cross examination, the respondent's attorney requested a mistrial based on the litigating attorney's line of questioning. Due to the request, Judge Hornsby adjourned the hearing to deliberate Mr. Warlick's request. Upon deliberation, Judge Hornsby postponed the hearing to an undetermined date.

Reprimand for Eleanor S. Hampton

Ms. Irwin presented a letter of reprimand to the board for Eleanor S. Hampton who attempted to obtain Medicare enrollment at CIGNA Medicare on September 8, 1999 by submitting an altered copy of her LCSW license which had expired August 31, 1998. Ms. Irwin said the reprimand imposes a Type C Civil Penalty in the amount of \$100 to be paid within 30 days upon ratification of the reprimand.

Upon review of the letter of reprimand, Ms. Vickerstaff made a motion, seconded by Ms. Wolkhamer, to ratify the reprimand as written. The motion carried.

Reprimand for William M. Tillery, LCSW

Ms. Irwin presented a letter of reprimand to the board for William M. Tillery who was appointed by the court as an evaluator in a dependent neglect petition involving alleged sexual abuse, a petition for delinquency, and a custody dispute. Ms. Irwin said in Mr. Tillery's evaluation to the court he recommended to the court that he continue to see some of the family members as their therapist which constitutes a conflict of interest and is not consistent with the high standards of

professional practice. Ms. Irwin said the reprimand stipulates that any further like conduct on Mr. Tillery's part could result in the filing of formal charges which could result in the suspension or revocation of his LCSW license.

Upon review of the letter of reprimand, Ms. Wolkhamer made a motion, seconded by Ms. Esposito, to ratify the reprimand as written. The motion carried.

Investigative Report

Ms. Phelps said of the seven complaints received year to date five have been closed, one with no action, one with a letter of concern, one with a letter of warning and two sent to the Office of General Counsel. Ms. Phelps stated she is currently monitoring five practitioners.

Ms. Phelps reviewed the list of all disciplined Certified Master Social Workers and Licensed Clinical Social Workers with the board.

Tennessee Medical Foundation

Mike Todd and Vince Parrish from the Tennessee Medical Foundation addressed the board requesting approval of the medical foundation for a peer assistance program for impaired social workers.

Mr. Todd stated they are interested in a partnership with the board but are not asking for any financial support at this time; however, if a significant number of social worker professionals enroll in the program they would address the board to make a determination on how to fund the program.

Upon discussion, Mr. Agee informed the board that the state would require some type of contract and suggested they ask Ms. Tittle to attend the next meeting to clarify this issue.

The board members thanked Mr. Todd and Mr. Parrish for attending the meeting and discussing their peer assistance program.

Review Minutes

Upon review of the May 3, 2004 minutes, Ms. Wolkhamer made a motion, seconded by Ms. Vickerstaff, to approve the minutes as written. The motion carried.

Election of Officers

Ms. Fleming made a motion, seconded by Ms. Wolkhamer, to elect Ms. Vickerstaff as board chair. The motion carried.

Schedule 2005 Board Meeting Dates

Ms. Fleming made a motion, seconded by Ms. Wolkhamer, to change all board meeting days to Friday. The motion carried.

The board scheduled the following 2005 board meeting dates:

February 4, 2005

May 6, 2004

August 5, 2005

November 4, 2005

Discuss Public Chapter 579 and 575

Public Chapter 579

Mr. Kosten stated that the legislature passed Public Chapter 579 to allow for a special volunteer license for retired practitioners who want to practice in free clinics. Ms. Kosten said the practitioners would not be required to pay a renewal fee or privilege tax.

Upon review, Ms. Vickerstaff made a motion, seconded by Ms. Wolkhamer, to approve Public Chapter 579 for rulemaking. The motion carried.

Public Chapter 575

Mr. Agee said Public Chapter 575 allows the board to designate a consultant to be an independent reviewer to request medical records if deemed necessary by investigations.

Upon review, Ms. Wolkhamer made a motion, seconded by Ms. Esposito, to table discussion of Public Chapter 575 until the November 2004 meeting. The motion carried.

Disciplinary Guidelines

Ms. Fleming made a motion, seconded by Ms. Vickerstaff, to table the discussion of the disciplinary guidelines until the November 2004 meeting and to allow the board members to review agenda items 9 through 14 on their own as they require no board action. The motion carried.

File Review

Ms. Vickerstaff made a motion, seconded by Ms. Wolkhamer, to approve the following applicant files for Clinical Social Workers to sit for the clinical examination:

Amelie Blue

Janiece LeMaster

Kathleen Baldwin

Beverly Theis
Christine Wedoski
Tiffinea Jones
Dottie Blades
Daniel Johnston
Ovul Ince
Patricia Warner
Denver Pritchard
Charlotte Bailey
Melissa Birdwell
Jenifer Hart
Krisin Morrow
Antoinette Risin
Lisa Evensky-Stark
Amanda Thomas
Anne Myers
Alison Johnston

The motion carried.

Ms. Vickerstaff made a motion, seconded by Ms. Wolkhamer, to approve the following applicant files for Licensed Clinical Social Workers by reciprocity:

Hope Evans
Wanette Bolen
Theresa Blakley
Amy Cates
Vivian McFarland
Lisa Crichton
Kavitha Lakshmanan
Sarah Ramming
Barbara Tunney
Lil Lewis

The motion carried.

Ms. Wolkhamer made a motion, seconded by Ms. Esposito, to approve the following applicant files for Certified Master Social Workers:

Stephanie Allen
Holly Arnold
Diana Autry
Melinda Bailes
Stephanie Bean
Jennifer Bearden
Viola Bevly

Toya Brooks
Mark Brown
Karen Buck
Gloria Bunch
Constance Bundrick
Theresa Carrington
Betsy Carroll
Jimmie Cathey
Joshua Chestnut
Angela Chopp
Samantha Cook
Amy Coldren
Natasha Daniels-Turner
Dorothy Daum
Angelique Davis
Pamela Davison
Sara DeYoung
Susan Duke
Abigail Fath
Rachel Fenton
Maia Ferguson
Megan Flynn
Allyson Foster
Karen Franklin
Kerry Fulmer
Murff O. Galbreath
Kendra Gentry
Rachel Giese
Ann Goldwasser
Tamsyn Gramling
Bonnye Griffin-Taylor
Julia Grindstaff-Swinki
Marjahna Hart
Melissa Hash
Robbie Hayter
Amanda Henson
Elizabeth Hiland
Salley Howell
Robert Humphreys
Debra Jacks
Melissa Jackson
April James
Robert Jordan
Michelle Kaufman
Kimberly Lander
Felicia Lobbins

Mark Lovell
Thomas Andrews Lymen
Andrea McCarter
Katherine, McClernon-Chaffin
Petrina McGarvey
Michelle McGruder
James Mitchell
Rebecca Monroy
Tammy Moody
Julie Moore
Tammy Moore
Valier Neal
Sylvia Neely-Bond
Sarah Neudeck
Laurel Newlon
Melissa Norvell
Alisa Oglesby
Mary Palmer
Audra Payne
Mary Pearson
Victoria Pennington
Deborah Price
Michael Radyko
Adam Randolph
April Rudder
Dyana Shaffer
Ragan Schriver
Stacy Slone
Rachel Southhall
Chase Spiegel
Virginia Spini
Meridith Starling
Mayme Stephenson
Sonya Stokes
Sheldia Sunstrom
Amy Tanner
Jacquelyn Taylor-Mays
Albert Thompkins
Vea Townsend
Ronnie Townsend
Dennis Vance
Audrey Veasey
Joyce Walker
Annette Weary
Sarah Weddington
William Weidner

Brandy Whitehead
Amanda Whitehurst
Jennifer Williams
Jimmy Wilson
Sabrina Woods
Rebekah Yoder
Melissa Zensen

The motion carried.

With no other board business to conduct the meeting adjourned at 4:05 p.m.

BM/G4035069/SWmin